

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Alexandria Division**

TRIANTAFYLLOS TAFAS,)	
)	
Plaintiff,)	
)	
v.)	Civil Action No. 1:07cv846(L) (JCC/TRJ)
)	
DAVID KAPPOS, et al.,)	
)	
Defendants.)	
_____)	

CONSOLIDATED WITH

SMITHKLINE BEECHAM CORP.,)	
d/b/a GLAXOSMITHKLINE, et al.,)	
)	
Plaintiffs,)	
)	Civil Action No. 1:07cv1008 (JCC/TRJ)
v.)	
)	
DAVID KAPPOS, et al.,)	
)	
Defendants.)	
_____)	

REPORT TO THE COURT

Defendants David Kappos, Director of the United States Patent and Trademark Office (“USPTO”), and the USPTO, wish to bring to the Court’s attention a significant development related to the application for attorneys’ fees and expenses that Plaintiff Triantafyllos Tafas filed in the United States Court of Appeals for the Federal Circuit pursuant to the Equal Access to Justice Act (“EAJA”), 28 U.S.C. § 2412. On March 23, 2010, the Federal Circuit summarily denied the application filed in that court. *See* Attachment 1. The motion for fees and expenses that accompanied Tafas’s application in the Federal Circuit rested on the same legal grounds as the motion for fees and expenses under EAJA that he contemporaneously filed with this Court.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on April 7, 2010, I will electronically file the foregoing with the Clerk of Court using the CM/ECF system, which will send a notification of such filing to all parties, including the following counsel for Plaintiff Triantafyllos Tafas:

Joseph Dale Wilson, III
Kelley Drye & Warren LLP
Washington Harbour
3050 K Street NW
Suite 400
Washington, DC 20007
Email: jwilson@kelleydrye.com

I will also cause copies of the foregoing to be sent to the following non-ECF users by first-class mail (where an address has been provided to the Court) or electronic mail (where it has not been).

Jennifer Sue Martinez
Stanford Law School
559 Nathan Abbott Way
Stanford, CA 94305
Counsel for Amicus Intellectual Property and Administrative Law and Public Health Professors

Ron D. Katznelson
Encinitas, CA
rkatznelson@roadrunner.com
Amicus Curiae Pro Se

Robert Lelkes
Geigenbergerstr. 3
81477 Munich
Germany
Amicus Curiae Pro Se

/s/
Lauren A. Wetzler
Assistant United States Attorney
Justin W. Williams U.S. Attorney's Building
2100 Jamieson Avenue
Alexandria, Virginia 22314

Tel: (703) 299-3752
Fax: (703) 299-3983
Lauren.Wetzler@usdoj.gov
Attorney for All Defendants